



**FEDERAL COMMUNICATIONS COMMISSION  
ENFORCEMENT BUREAU**

**South Central Region**

**Houston Office**

9597 Jones Road #362

Houston, Texas 77065

November 7, 2006

Andres De Leon Jr.  
Bacliff, Texas

**NOTICE OF UNLICENSED OPERATION**

Case Number: EB-06-HU-082

Document Number: W20073254001

The Houston Office received information that an unlicensed broadcast radio station on 92.7 MHz was allegedly operating in Bacliff, Texas. On October 23, 2006, agents from this office confirmed by direction finding techniques that radio signals on frequency 92.7 MHz were emanating from 4223 Smith St. in Bacliff, Texas. The Commission's records show that no license was issued for operation of a broadcast station on 92.7 MHz at this location in Bacliff, Texas. On October 23, 2006, the agents warned you that your unlicensed operation of this station violated the Communications Act and the Commission's Rules and should cease.

Radio stations must be licensed by the FCC pursuant to 47 U.S.C. § 301. The only exception to this licensing requirement is for certain transmitters using or operating at a power level or mode of operation that complies with the standards established in Part 15 of the Commission's rules, 47 C.F.R. §§ 15.1 *et seq.* The field strength of the signal on frequency 92.7 MHz was measured at 22,400 microvolts per meter ( $\mu\text{V/m}$ ) at 106 meters, which exceeded the maximum permitted level of 250 microvolts per meter at 3 meters for non-licensed devices. Thus, this station is operating in violation of 47 U.S.C. § 301.

You are hereby warned that operation of radio transmitting equipment without a valid radio station authorization constitutes a violation of the Federal laws cited above and could subject the operator to severe penalties, including, but not limited to, substantial monetary fines, *in rem* arrest action against the offending radio equipment, and criminal sanctions including imprisonment. (*see* 47 U.S.C. §§ 401, 501, 503 and 510).

**UNLICENSED OPERATION OF THIS RADIO STATION MUST BE DISCONTINUED IMMEDIATELY.**

You have ten (10) days from the date of this notice to respond with any evidence that you have authority to operate granted by the FCC. Your response should be sent to the address in the letterhead and reference the listed case and document number. Under the Privacy Act of 1974, 5 U.S.C. § 552a(e)(3), we are informing you that the Commission's staff will use all relevant

material information before it to determine what, if any, enforcement action is required to ensure your compliance with FCC Rules. This will include any information that you disclose in your reply.

You may contact this office if you have any questions.

Oliver K. Long  
Resident Agent  
Houston Office

Attachments:

Excerpts from the Communications Act of 1934, As Amended  
Enforcement Bureau, "Inspection Fact Sheet", July 2003